

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

BOBBY J. STROUP,)	3:10-cv-00562-HDM-WGC
)	
Plaintiff,)	<u>MINUTES OF THE COURT</u>
)	
vs.)	February 17, 2012
)	
GREGORY MARTIN, <i>et al.</i> ,)	
)	
Defendants.)	
_____)	

PRESENT: THE HONORABLE WILLIAM G. COBB, U.S. MAGISTRATE JUDGE

DEPUTY CLERK: JENNIFER COTTER REPORTER: NONE APPEARING

COUNSEL FOR PLAINTIFF(S): NONE APPEARING

COUNSEL FOR DEFENDANT(S): NONE APPEARING

MINUTE ORDER IN CHAMBERS:

Before the court is plaintiff's motion (Doc. #31) seeking an order allowing plaintiff to view an exhibit defendants filed under seal with their motion for summary judgment (Doc. #17, Motion for Summary Judgment; Doc. #18 "Motion to Seal Medical Exhibit B"; Doc. #19, "Under Seal Submission"). Defendants' motion (*id* at 2) stated copies of "the exhibit" will be sent to Ely State Prison "...to permit plaintiff to review the exhibit by appointment." (*Id.*)

Plaintiff represents that following receipt of defendants' Motion for Summary Judgment, he made a request on November 29, 2011, to review his medical records (Exhibit B). He states that this request was denied (Doc. #31 at 3, 8). A new request was submitted by plaintiff on January 1, 2012, and plaintiff was scheduled to review his records on January 24, 2012. (*Id.*) Plaintiff states he was escorted the next day to the infirmary to review Exhibit B. While plaintiff may have been able to review his medical records, he avers he was denied access to the Walsh Declaration in Exhibit B (*id.* at 4-5, 8-9).

Defendants' Motion states defendants seek to seal "Exhibit B consisting of plaintiff's medical records..." (Doc. #18 at 1). Exhibit B consists of the Walsh Declaration and four sub-exhibits: Exhibit B-1, which contains what appear to be selected medical records; Exhibit B-2, another collection of medical records; B-3, a "Medical Report of Incident"; and B-4, selected pathology and lab reports. As addressed above, plaintiff claims he was denied access to the Walsh Declaration; whether he was able to review Exhibits B-1 through B-4 is unclear.

By: /s/
Deputy Clerk